

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSEPH GASKINS,

Plaintiff,

v.

MULE CREEK STATE PRISON,

Defendant.

Case No. 2:22-cv-00459-JDP (PC)

ORDER DIRECTING PLAINTIFF TO
SUBMIT AN INMATE TRUST ACCOUNT
STATEMENT


Plaintiff, a state inmate proceeding without counsel, has filed a civil rights action pursuant to 42 U.S.C. § 1983. On August 3, 2022, plaintiff was directed to submit, within thirty days, a completed application to proceed *in forma pauperis* and a certified copy of his inmate trust account statement for the six-month period immediately preceding the filing of the complaint. Plaintiff has submitted a request for leave to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. He has not, however, filed a certified copy of his inmate trust account statement.

Section 1915(a)(2) requires “a prisoner seeking to bring a civil action without prepayment of fees or security therefor, in addition to filing the affidavit filed under paragraph (1), shall submit a certified copy of the trust fund account statement (or institutional equivalent) for the prisoner for the 6-month period immediately preceding the filing of the complaint . . . , obtained from the appropriate official of each prison at which the prisoner is or was confined.” Plaintiff has not submitted a certified copy of his trust account statement or the institutional equivalent.

1 Accordingly, it is hereby ORDERED that plaintiff shall submit, within thirty days from
2 the date of this order, a certified copy of his inmate trust account statement for the six-month
3 period immediately preceding the filing of the complaint. Plaintiff's failure to comply with this
4 order will result in a recommendation that this action be dismissed without prejudice.

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6 IT IS SO ORDERED.

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8 Dated: September 6, 2022


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE